

Message

From: Aranda, Amber [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2557889D5F134A3DBC525A2DBF6BFDF2-AARANDA]
Sent: 12/8/2021 8:09:07 PM
To: Gavin, Quinn [Gavin.Quinn@epa.gov]
Subject: RE: New Litigation: Center for Food Safety (CFS) v. EPA (neonicotinoid coated seeds)
Attachments: 2016-12-2 EPA Neonic Coated Seeds - FOIA.pdf; FOIA Litigation - 1-21CV03201_DocketEntry_12-07-2021_1.pdf

Here's the FOIA and the Complaint

Amber L. Aranda
Environmental Protection Agency
Office of General Counsel
202) 564-1737

From: Aranda, Amber
Sent: Wednesday, December 8, 2021 3:06 PM
To: Gavin, Quinn <Gavin.Quinn@epa.gov>
Subject: FW: New Litigation: Center for Food Safety (CFS) v. EPA (neonicotinoid coated seeds)

Per our call

Amber L. Aranda
Environmental Protection Agency
Office of General Counsel
202) 564-1737

From: Kaczmarek, Chris <Kaczmarek.Chris@epa.gov>
Sent: Wednesday, December 8, 2021 1:49 PM
To: Knorr, Michele <knorr.michele@epa.gov>; Koch, Erin <Koch.Erin@epa.gov>; Huskey, Angela <Huskey.Angela@epa.gov>; Aranda, Amber <aranda.amber@epa.gov>
Subject: RE: New Litigation: Center for Food Safety (CFS) v. EPA (neonicotinoid coated seeds)

I assume GLO will be notifying the OGC IO per procedure?

From: Knorr, Michele <knorr.michele@epa.gov>
Sent: Wednesday, December 8, 2021 12:46 PM
To: Kaczmarek, Chris <Kaczmarek.Chris@epa.gov>; Koch, Erin <Koch.Erin@epa.gov>; Huskey, Angela <Huskey.Angela@epa.gov>; Aranda, Amber <aranda.amber@epa.gov>
Subject: FW: New Litigation: Center for Food Safety (CFS) v. EPA (neonicotinoid coated seeds)
Importance: Low

FYI.

Michele L. Knorr, Attorney (she/her/hers)
Office of General Counsel
202-564-5631

From: Kelly, Lynn <Kelly.Lynn@epa.gov>
Sent: Wednesday, December 8, 2021 12:40 PM
To: OGC GLO FOIA Litigation Team <OGC-GLO-FOIA-Litigation-Team@epa.gov>
Cc: Blair, Shirley <Blair.Shirley@epa.gov>; Wachter, Eric <Wachter.Eric@epa.gov>; Hope, Brian <Hope.Brian@epa.gov>;

Epp, Timothy <Epp.Timothy@epa.gov>; Walker, Denise <Walker.Denise@epa.gov>; Weth, Patricia <Weth.Patricia@epa.gov>; Vendinello, Lynn <Vendinello.Lynn@epa.gov>; Ingram, Earl <Ingram.Earl@epa.gov>; Awoniyi, Oladele <Awoniyi.Oladele@epa.gov>

Subject: New Litigation: Center for Food Safety (CFS) v. EPA (neonicotinoid coated seeds)

Importance: Low

FYI, please see below and attached notice of new FOIA litigation.

Lynn Kelly (she/her) | Assistant General Counsel for FOIA Litigation & Related Counseling | US EPA | Office of General Counsel | 1200 Pennsylvania Ave., NW | WJC North, Mail Code 2377A | Washington, DC 20460 | phone: (202) 564-3266

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From: OGC IO Notifications <OGC-IO-Notifications@epa.gov>

Sent: Wednesday, December 8, 2021 12:37 PM

To: Kelly, Lynn <Kelly.Lynn@epa.gov>; OGC Immediate Office Support <OGCFrontOfficeSupportStaff@epa.gov>; OGC Immediate Office MGMT <OGC Immediate Office MGMT@epa.gov>

Cc: Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Miller, Kevin <Miller.Kevin01@epa.gov>; Kaczmarek, Chris <Kaczmarek.Chris@epa.gov>

Subject: New Litigation: Center for Food Safety (CFS) v. EPA (neonicotinoid coated seeds)

Importance: Low

Date Received: 2021-12-08

Parties/Requestors: Center for Food Safety

Statute: Freedom of Information Act

Summary of Action:

Yesterday, the Center for Food Safety filed the attached Freedom of Information Act (FOIA) complaint in the District of Columbia. The complaint alleges that OCSPP failed to timely respond to two FOIA requests (EPA-2021-005731 & EPA-2017-001753, also attached) seeking several categories of records relating to crop seeds treated or coated with neonicotinoids, including the chemicals acetamiprid, clothianidin, imidacloprid, or thiamethoxam. EPA is alleged to have failed to respond to the requests, other than to consolidate the later-filed request with the 2016 request, and to grant a fee waiver for both requests.

Does EPA have a statutory obligation to respond?:

By what date?:

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